

LEE GEORGE MOORE,)
)
 Plaintiff,)
)
 v.) No. 4:09CV772 AGF
)
 BEAVAIS MANOR ON THE PARK,)
)
 Defendant.)

This matter is before the Court upon plaintiff's motion to proceed in forma pauperis [Doc. #2]. Upon consideration of the information in plaintiff's financial affidavit, the Court finds that plaintiff is able to pay the filing fee. As a result, the Court will order plaintiff to pay the statutory filing fee of \$350.00 within thirty days. If plaintiff fails to pay the filing fee as ordered, the Court will dismiss this case without prejudice.

Accordingly,

IT IS HEREBY ORDERED that plaintiff shall pay the filing fee of \$350.00 within thirty (30) days of the date of this Order.

IT IS FURTHER ORDERED that if plaintiff fails to pay the filing fee within thirty (30) days, this case shall be dismissed without prejudice.

Dated this 21st Day of May, 2009.

/s/ Jean C. Hamilton
JEAN C. HAMILTON
UNITED STATES DISTRICT JUDGE